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March 9, 2023

Via ECF and First Class Mail

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Re: *Sky Medical Supply, Inc. v. SCS Support Claims Services, Inc.*
Docket No. 12-cv-06383 (PKC)(SIL)

Sirs/Madams:

The undersigned represents defendants, PATIENT FOCUS MEDICAL EXAMINATIONS, P.C. and TATIANA SHARAHY, M.D ("Patient Focus Defendants") in the above-referenced matter.

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NEW YORK NEW JERSEY WASHINGTON DC



Pursuant to the directives and briefing schedule of the Court, enclosed herein please find a Notice of Motion pursuant to Fed R. Civ. P. 56, seeking an Order granting summary judgment in favor of the Patient Focus defendants (a) dismissing plaintiff's RICO claims as against the Patient Focus Defendants except to the extent that they arise out of eleven specific denied insurance claims identified in the Patient Focus Defendants' accompanying memorandum of law, as to which plaintiff seeks damages in an aggregate amount of \$11,364.06; (b) dismissing plaintiff's tortious interference claim as against the Patient Focus Defendants and (c) granting such other and further relief to the Patient Focus Defendants as the Court deems just and proper.

Enclosed please also find a Memorandum of Law in Support of the above referenced motion, a Rule 56.1 Statement of Facts, and an Affidavit of the undersigned with nine (9) exhibits attached in support.

Very truly yours,

Andrew P. Nitkewicz

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APN/kr